

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ABB POWER T&D COMPANY, INC.)
)
 Plaintiff,) C.A. No. 97-417-MMS
)
)
v.)
)
LANDIS & GYR UTILITIES SERVICES)
HOLDING, INC., LANDIS & GYR)
UTILITIES SERVICES, INC. and)
ELECTROWATT AG)
)
)
Defendants.)

[PROPOSED] ORDER

Upon consideration of ELSTER'S MOTION TO ENJOIN LANDIS FROM
PROSECUTING ITS DECLARATORY JUDGMENT ACTION, it is hereby ORDERED that
said MOTION is DENIED in its entirety.

SO ORDERED this _____ day of _____, 2006

United States District Judge